

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

PETER MCGANDY,

Plaintiff,

v.

CARLOS DEL TORO,

Defendant.

CASE NO. 3:21-cv-05846-DGE

ORDER DISMISSING CASE

On June 20, 2023, the Court granted a motion by Plaintiff's attorney, Chalmers Johnson, to withdraw as counsel. (Dkt. No. 25.) In its order, the Court noted that Plaintiff, who was unrepresented as a result of Johnson's withdrawal, would require additional time to secure new counsel or decide whether to proceed pro se. (*Id.* at 3.) The Court struck all pending deadlines and ordered the parties to appear at a status conference via Zoom on June 23, 2023 to determine how Plaintiff wanted to proceed with his case. (*Id.*) The hearing was stricken after Plaintiff failed to appear. (Dkt. No. 27.)

1 On June 23, 2023, the Court issued an order directing Plaintiff to show cause, no later  
2 than June 30, 2023, why this case should not be dismissed for failure to prosecute. (Dkt. No.  
3 26.) Plaintiff did not respond to the order to show cause.

4 Accordingly, this case is DISMISSED without prejudice for failure to prosecute.

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6 Dated this 6th day of July, 2023.

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David G. Estudillo  
United States District Judge